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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 EDWARD MONTGOMERY,

No. 2:16-cv-0011 GGH P

12 Petitioner,

13 v.

ORDER

14 SAN BERNARDINO SUPERIOR
15 COURT, et al.,

16 Respondent.

17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas
18 corpus pursuant to 28 U.S.C. § 2254. Petitioner has not paid the filing fee or filed an application
19 to proceed in forma paupers.

20 The application attacks a conviction issued by the San Bernardino Superior Court. While
21 both this court and the United States District Court in the district where petitioner was convicted
22 have jurisdiction, see Braden v. 30th Judicial Circuit Court, 410 U.S. 484 (1973), any and all
23 witnesses and evidence necessary for the resolution of petitioner's application are more readily
24 available in San Bernardino County. Id. at 499 n.15; 28 U.S.C. § 2241(d).

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